

any award when in his or her judgment the conditions are necessary to assure or protect advancement of the purposes of the agreement, the interest of the public health, or the conservation of funds awarded.

§ 57.318 Noncompliance.

Whenever the Secretary finds that a participating school has failed to comply with the applicable provisions of the Act or the regulations of this subpart he or she may, on reasonable notice to the school, withhold further payments of Federal capital contributions and take other action, including the termination of any agreement, as he or she finds necessary to enforce the Act and regulations. In such case no further expenditures shall be made from the nursing student loan fund or funds involved until the Secretary determines that there is no longer any failure of compliance.

Subpart E—Grants for Construction of Nurse Training Facilities

AUTHORITY: Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216.

§ 57.409 Good cause for other use of completed facility.

If, within 20 years after completion of construction (or, in the case of interim facilities prior to the time at which teaching in such facilities is moved to a permanent facility, whichever comes first), the facility shall cease to be used for any one or more of the purposes for which it was constructed, the Secretary, in determining whether there is good cause for releasing the applicant or other owner of the facility from the obligation so to use the facility, shall take into consideration the extent to which:

- (a) The facility will be devoted by the applicant or other owner to the teaching of other health personnel;
- (b) There are reasonable assurances that for the remainder of such period other facilities not previously utilized for nurse training will be so utilized and are substantially the equivalent in nature and extent for such purposes.

[37 FR 20548, Sept. 30, 1972]

Subpart F—Grants for Nurse Anesthetist Traineeships

AUTHORITY: Sec. 215 of the Public Health Service Act, 58 Stat. 690, as amended by 67 Stat. 631 (42 U.S.C. 216); sec. 831(a) of the Public Health Service Act, 93 Stat. 580, as amended by 96 Stat. 2061, and 99 Stat. 396-397 (42 U.S.C. 297-1).

SOURCE: 53 FR 9116, Mar. 21, 1988, unless otherwise noted.

§ 57.501 To what programs do these regulations apply?

These regulations apply to grants awarded to public or private nonprofit institutions for the purpose of providing traineeships to registered nurses enrolled in nurse anesthetist training programs.

§ 57.502 Definitions.

Act means the Public Health Service Act, as amended.

Fiscal Year means the Federal fiscal year, beginning October 1 and ending the following September 30.

National of the United States means a citizen of the United States or a person who, though not a citizen of the United States, owes permanent allegiance to the United States (as defined in 8 U.S.C. 1101(a)(22), the Immigration and Nationality Act).

Nonprofit refers to the status of an entity which is a corporation or association, or is owned and operated by one or more corporations or associations, no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual.

Nurse anesthetist means a registered nurse who has successfully completed a nurse anesthetist training program.

Nurse anesthetist training program means a full-time educational program which:

- (1) Is designed to qualify registered nurses as nurse anesthetists;
- (2) Is accredited by the Council on Accreditation of Nurse Anesthesia Educational Programs; and
- (3) Has students enrolled in the program who are beyond the twelfth month of study.

Registered nurse means a person who has graduated from a school of nursing